

Message Text

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ACTION OES-05

INFO OCT-01 EUR-12 ISO-00 ERDA-05 FEA-01 ACDA-05 CIAE-00

INR-07 IO-10 L-03 NSAE-00 NSC-05 EB-07 NRC-05 DODE-00

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R 062115Z JAN 76

FM AMEMBASSY OTTAWA

TO SECSTATE WASHDC 8434

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E.O. 11652: N/A

TAGS: TECH, ENGR,CA

SUBJECT: INTERIM UNDERSTANDING BETWEEN CANADA AND THE UNITED STATES RE IMPORTS TO U.S. OF CANADIAN NATURAL URANIUM

REF STATE 301920

PASS OES/HOYLE

1. FOLLOWING IS PRECISE SUGGESTED TEXT OF NOTE AUTHORIZED REFTEL. EMBASSY UNDERSTANDS THESE LANGUAGE CHANGES WERE DISCUSSED BY FULFORD, EXTAFF WITH HOYLE, DECEMBER 31.

2. EMBASSY REQUESTS AUTHORIZATION TO WITHDRAW ORIGINAL NOTE AND REPLACE IT WITH FOLLOWING TEXT:

BEGIN QUOTE. THE EMBASSY OF THE UNITED STATES PRESENTS ITS COMPLIMENTS TO THE DEPARTMENT OF EXTERNAL AFFAIRS AND HAS THE HONOR TO REFER TO DISCUSSIONS WHICH HAVE TAKEN PLACE OVER THE PAST SEVERAL MONTHS CONCERNING ARRANGEMENTS UNDER WHICH CANADIAN ORIGIN NATURAL URANIUM IMPORTED INTO THE UNITED STATES FOR ENRICHMENT AND SUBSEQUENT USE BY OUR UTILITIES IN THE NUCLEAR FUEL CYCLE COULD BE BROUGHT UNDER MUTUALLY ACCEPTABLE PEACEFUL USE GUARANTEES.

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THE EMBASSY HAS THE HONOR TO PROPOSE THAT THE FOLLOWING

INTERIM PROCEDURE BE APPLIED TO SUCH CANADIAN ORIGIN NATURAL URANIUM AS THE GOVERNMENT OF CANADA HAS NOTIFIED THE GOVERNMENT OF THE UNITED STATES IN WRITING AND WHICH THE GOVERNMENT OF THE UNITED STATES HAS ACCEPTED IN WRITING PRIOR TO THE PROPOSED SHIPMENT SHALL BE SUBJECT TO THE TERMS OF THIS PROCEDURE.

IT IS PROPOSED FURTHER THAT THIS INTERIM PROCEDURE SHALL REMAIN IN EFFECT UNTIL SUCH TIME AS THE GOVERNMENT OF THE UNITED STATES AND CANADA HAVE ESTABLISHED A MUTUALLY ACCEPTABLE PROCEDURE BY AN AGREEMENT WHICH SHALL TAKE INTO ACCOUNT THE SAFEGUARDS REGIME TO BE ESTABLISHED PURSUANT TO AN AGREEMENT BETWEEN THE GOVERNMENT OF THE UNITED STATES AND THE INTERNATIONAL ATOMIC ENERGY AGENCY FOR THE APPLICATION OF SAFEGUARDS IN THE UNITED STATES.

THE UNITED STATES GOVERNMENT GUARANTEES THAT SUCH URANIUM AND SUBSEQUENT GENERATIONS OF FISSIONABLE MATERIAL DERIVED THEREFROM SHALL NOT BE USED FOR THE DEVELOPMENT, MANUFACTURE OR DETONATION OF ANY NUCLEAR WEAPON OR OTHER NUCLEAR EXPLOSIVE DEVICE.

DURING SUCH PERIOD AS THE AFOREMENTIONED SAFEGUARDS REGIME BETWEEN THE GOVERNMENT OF THE UNITED STATES AND THE INTERNATIONAL ATOMIC ENERGY AGENCY IS NOT IN FORCE, THE ENERGY RESEARCH AND DEVELOPMENT ADMINISTRATION WILL HOLD AT ITS FACILITIES MATERIAL SUBJECT TO THIS INTERIM PROCEDURE FOR USE IN THE FUEL CYCLE OF DOMESTIC POWER REACTORS. THE ENERGY RESEARCH AND DEVELOPMENT ADMINISTRATION WILL INFORM THE ATOMIC ENERGY CONTROL BOARD WHEN APPROPRIATE ARRANGEMENTS HAVE BEEN MADE WITH THE AFFECTED UNITED STATES UTILITIES TO PERMIT IT TO IMPLEMENT THIS UNDERSTANDING. WHILE SUCH MATERIAL IS HELD AT FACILITIES OF THE ENERGY RESEARCH AND DEVELOPMENT ADMINISTRATION, ARRANGEMENTS OF A MUTUALLY SATISFACTORY NATURE WILL BE MADE BETWEEN THE ATOMIC ENERGY CONTROL BOARD OF CANADA AND THE ENERGY RESEARCH AND DEVELOPMENT ADMINISTRATION TO ASSURE COMPLIANCE WITH THE FOREGOING GUARANTEE. DURING SUCH PERIOD, THE ENERGY RESEARCH AND DEVELOPMENT ADMINISTRATION WILL NOT TRANSFER SUCH MATERIAL FROM ITS FACILITIES WITHOUT THE PRIOR WRITTEN CONSENT OF THE ATOMIC ENERGY CONTROL BOARD OF CANADA.

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UPON THE ENTRY INTO FORCE OF THE AFOREMENTIONED SAFEGUARDS REGIME, THE ENERGY RESEARCH AND DEVELOPMENT ADMINISTRATION MAY PERMIT MATERIAL SUBJECT TO THIS INTERIM PROCEDURE TO BE HELD AND USED IN FACILITIES IN THE UNITED STATES WHICH ARE SUBJECT TO THE PROVISIONS OF THE AGREEMENT BETWEEN THE GOVERNMENT OF THE UNITED STATES AND THE INTERNATIONAL ATOMIC ENERGY AGENCY FOR THE APPLICATION OF SAFEGUARDS IN THE UNITED STATES, OR IN SUCH

OTHER FACILITIES AS MAY BE MUTUALLY AGREED.

TO FACILITATE IMPLEMENTATION OF THIS PROCEDURE, THE
ATOMIC ENERGY CONTROL BOARD WILL ADVISE THE ENERGY RESEARCH
DEVELOPMENT ADMINISTRATION PRIOR TO THE IMPORT INTO THE
UNITED STATES OF NATURAL URANIUM SUBJECT TO THIS INTERIM
PROCEDURE. IF THE ABOVE PROPOSAL IS AGREEABLE TO YOUR GOVERNMENT
THIS INTERIM UNDERSTANDING SHALL ENTER INTO FORCE UPON RECEIPT
BY THE EMBASSY OF WRITTEN NOTIFICATION TO THAT EFFECT. THE
UNDERSTANDING SHALL REMAIN (IN) FORCE UNTIL IT TERMINATES
IN ACCORDANCE WITH ITS PROVISIONS. END QUOTE. JOHNSON

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Disposition History: n/a
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Margaret P. Grafeld
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